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21 District Counsel

22 IN THE UNITED STATES BANKRUPTCY COURT

23 EASTERN DISTRICT OF CALIFORNIA

24 FRESNO DIVISION

25 In re

26 CASE NO. 17-13797

27 TULARE LOCAL HEALTHCARE
28 DISTRICT, dba TULARE REGIONAL
MEDICAL CENTER,

29 Chapter 9

30 DC NO.: WW-12

31 Debtor.

32 Date: N/A

33 Tax ID #: 94-6002897
34 Address: 869 N. Cherry Street
35 Tulare, CA 93274

36 Time: N/A

37 Place: 2500 Tulare Street
38 Fresno, CA 93721
39 Courtroom 13

40 Judge: Honorable René Lastreto II

41 **APPLICATION FOR EX PARTE ORDER AUTHORIZING FRBP 2004 EXAMINATION**
42 **AND PRODUCTION OF DOCUMENTS**
43 **(ALAN GERMANY)**

44 TO THE HONORABLE RENÉ LASTRETO II, UNITED STATES BANKRUPTCY

45 JUDGE:

1 TULARE LOCAL HEALTHCARE DISTRICT, dba TULARE REGIONAL MEDICAL
2 CENTER ("TRMC" or "Applicant"), Debtor in the above captioned Chapter 9 bankruptcy
3 proceeding, hereby files this Application for Ex Parte Order compelling Alan Germany,
4 to produce certain documents for inspection and copying and, if requested, to appear for
5 a FRBP 2004 Examination.

6 Alan Germany
7 2386 N. Sun Lake Place
8 Tucson, AZ 85749

9 Applicant represents as follows:

10 1. TRMC filed a voluntary Chapter 9 petition on September 30, 2017.

11 2. TRMC has reason to believe that Alan Germany, who was the Chief
12 Financial Officer of Tulare Regional Medical Center, is in possession of information
needed by TRMC which affects the rights of TRMC as well as the administration of this
bankruptcy case.

13 3. TRMC believes that the information needed bears upon the acts,
14 conduct, or assets and liabilities of TRMC.

15 4. The examination will also relate to the operation of the TRMC's business
16 and the desirability of its continuance, the source of any money or property acquired or
17 to be acquired by TRMC for purposes of consummating a plan and the consideration
18 given or offered therefore, and any other matter relevant to the case or to the formation
19 of a plan.

20 5. Conducting such examination will assist TRMC in protecting its interests
21 in evaluating any plan that may be advanced and in furthering the administration of this
22 Chapter 9 case.

23 6. By this Application TRMC requests that it be permitted to examine Alan
24 Germany and, if it chooses, compel the production of documentary evidence in the
25 manner provided in FRBP 9016.

26 WHEREFORE, Applicant prays as follows:

27 A. The Court enter Order pursuant to FRBP 2004 authorizing the examination

1 of Alan Germany;

2 B. The Court enter an Order pursuant to FRBP 2004 authorizing the issuance

3 of a Subpoena for Rule 2004 Examination with Production of Documents; and

4 C. For such other and further relief as is just and proper.

5 Dated: December 14, 2017

6 WALTER WILHELM LAW GROUP,
7 a Professional Corporation

8 By:

9 Riley C. Walter

10 Riley C. Walter, Attorneys for Debtor,
11 Tulare Local Healthcare District, dba
12 Tulare Regional Medical Center

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